



JON M. HUNTSMAN, JR.  
*Governor*

GARY HERBERT  
*Lieutenant Governor*

State of Utah

Department of  
Environmental  
Quality

Dianne R. Nielson, Ph.D.  
*Executive Director*

DIVISION OF SOLID &  
HAZARDOUS WASTE  
Dennis R. Downs  
*Director*

January 25, 2005

Col. Raymond T. Van Pelt, Commander  
Deseret Chemical Depot  
ATTN: AMSSB-ODC-RME  
PO Box 250  
Stockton, Utah 84071-0250

RE: Deseret Chemical Depot Renewal Storage Permit  
Deseret Chemical Depot  
EPA ID No. UT5210090002

Dear Col. Van Pelt:

The comment period for the Deseret Chemical Depot (DCD) Storage Permit Renewal ended November 26, 2004. No comments were received. By this letter, please be advised that the DCD Storage Permit is hereby issued. The effective date of the Permit is 30 days from the date the Permit is signed. Attached is a complete copy of the Permit Modules 1 through V and Attachments 1 through 13. The Permittee should begin making preparations to come into compliance with the Permit as soon as possible. Full compliance is required by the effective date of the permit.

If you have any questions, please contact John Waldrip or Tina Mercer of my staff at 538-6170.

Sincerely,

Dennis R. Downs, Executive Secretary  
Utah Solid and Hazardous Waste Control Board

DRD/GAL/kk

Enclosures

c: Myron Bateman, R.S., M.P.A., Department Director, Tooele County Health Department  
Kris Snow, TOCDF  
Noreen Okubo, EPA Region VIII

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**Permittee:**

**United States Department of the Army  
Deseret Chemical Depot  
UT5210090002**

**State/EPA I.D. Number:**

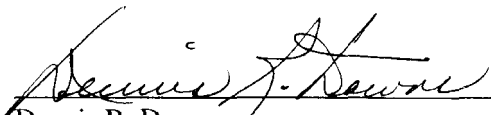
Pursuant to the Utah Solid and Hazardous Waste Act, 19-6-101, et. seq., Utah Code Annotated, 1953, as amended, and the regulations promulgated thereunder by the Utah Solid and Hazardous Waste Control Board (the Board), codified in the Utah Administrative Code R315 (R315), and pursuant to the Solid Waste Disposal Act (42 U.S.C. 3251 et. seq.), as amended by the Resource Conservation and Recovery Act of 1976 (42 U.S.C. 6901 et. seq., RCRA) and the Hazardous and Solid Waste Amendments of 1984 (HSWA), a permit is issued to the United States Department of the Army, Deseret Chemical Depot (Facility Owner, Operator), to operate a hazardous waste storage facility located on State Highway 36 in Tooele, Utah, at latitude 40° 18' 00" North and longitude 112° 20' 00" West.

The effective date of this Permit is thirty days after the date of signature. The Permittee shall comply with all terms and conditions of this permit and in the Attachments 1 through 13. The Permittee shall comply with all applicable State regulations, including R315-1 to R315-101.

Applicable state regulations are those which are in effect on the date of final administrative action on this permit and any self implementing statutory provisions and related regulations which, according to the requirements of HSWA, are automatically applicable to the Permittee's hazardous waste management activities, notwithstanding the conditions of this permit.

The Permittee's failure in the application or during the permit issuance process to disclose fully all relevant facts, or the Permittee's misrepresentation of any relevant facts at any time, shall be grounds for the termination or modification of this permit and/or initiation of an enforcement action, including criminal proceedings. The Permittee must inform the Executive Secretary of the Utah Solid and Hazardous Waste Control Board (Executive Secretary) of any deviation from the permit conditions or changes in the information on which the application is based which would affect the Permittee's ability to comply, or actual compliance with the applicable regulations or permit conditions or which alters any condition of this permit in any way. The Executive Secretary shall enforce all conditions of this permit, which are designated in this permit as State requirements. Any challenges of any permit condition that concern State requirements shall be appealed to the Board in accordance with the Utah Code Annotated and applicable administrative rules.

The United States Environmental Protection Agency (Agency) may issue a separate permit based on federal regulations promulgated under HSWA that have not yet been adopted by the State of Utah and have not been included in the State's authorized program. The Agency shall maintain an oversight role of the State authorized program and in such capacity shall enforce any permit condition based on State requirements if, in the Agency's judgment, the Executive Secretary should fail to enforce that permit condition, except that in no case shall the Agency enforce any permit condition designated as a State requirement only and a permit condition that the Agency has determined to be broader in scope than the federal RCRA regulations (i.e., there is no federal counterpart to the State rule). Any challenges to the Agency enforced conditions shall be appealed to the Agency in accordance with 40 Code of Federal Regulations (CFR), Section 124.19. This permit will expire as stated in Permit Condition I.H.

  
Dennis R. Downs  
Executive Secretary  
Utah Solid and Hazardous Waste Control Board

  
Date